

1 A I don't believe that we had it, had it reduced to
2 writing.

3 Q Okay. At any time during the existence of NMTV, has
4 there been a written corporate business plan?

5 A We don't operate the same way as you would think of
6 the corporate entity. No, not -- not per se, no.

7 Q I have no further questions.

8 JUDGE CHACHKIN: Any redirect:

9 MR. TOPEL: Yes, Your Honor.

10 MR. COHEN: Are you going to take an afternoon
11 recess, Your Honor?

12 JUDGE CHACHKIN: Yes, we'll take one. Do you want
13 to take it now?

14 MR. COHEN: Well, I thought it might be good before
15 we start the redirect.

16 JUDGE CHACHKIN: Do you want to have, have another
17 recess at this time, or doesn't it matter to you?

18 MR. TOPEL: We can do it now.

19 JUDGE CHACHKIN: All right. We'll take a --

20 (Whereupon a brief recess was taken from 2:45 p.m.
21 until 2:56 p.m.)

22 JUDGE CHACHKIN: Back on the record. Mr. Topel?

23 MR. TOPEL: Thank you, Your Honor.

24 REDIRECT EXAMINATION

25 BY MR. TOPEL:

1 Q Mrs. Duff, Mrs. Duff, I'm asking my colleague,
2 Mr. Holt, to provide you with a copy of Mass Media Bureau
3 Exhibit 414. And in conjunction with that, I would also like
4 you to refer yourself to your testimony, TBF Exhibit 101,
5 Tab Q.

6 MR. COHEN: Did you say 414?

7 JUDGE CHACHKIN: There's no 414.

8 MR. COHEN: -- the last Exhibit 413.

9 MR. TOPEL: It's the, the exhibit that was
10 identified, the affidavit of Al Roever.

11 MR. COHEN: Oh, I had forgotten that one. That was
12 the Bureau Exhibit 414?

13 MR. TOPEL: 414.

14 JUDGE CHACHKIN: What else do you want her to look
15 at counsel?

16 MR. TOPEL: Tab Q in her direct testimony. Do you
17 have those, Mrs. Duff.

18 MRS. DUFF: Yes, I do.

19 MR. TOPEL: If I may wait for everyone else to catch
20 up.

21 MR. COHEN: Excuse me one second while I find that
22 here. Could you give me one second. What, what paragraph of
23 the witness's testimony --

24 MR. TOPEL: Tab Q.

25 MR. COHEN: Thank you.

1 MR. TOPEL: Your Honor, I'm just waiting for
2 Mr. Cohen.

3 MR. COHEN: Thank you, I'm ready.

4 BY MR. TOPEL:

5 Q Mrs. Duff, you see in paragraph eight of Bureau
6 Exhibit 414, where Mr. Roever says on January 10, 1987, we
7 travelled to the TBN Offices in Tustin, California, to execute
8 all necessary documents relating to the assignment of a
9 construction permit from him, from me to TBN. And I'd like
10 you to focus on the words all necessary documents, and, and
11 look at Tab Q of your testimony, if you would. And first if
12 you would look at pages two to four, and that will reflect a
13 document pertinent to the assignment, an assignor's section of
14 an assignment application. And if you look at pages 6 through
15 21 of Tab Q, there is a purchase agreement. And my question
16 to you is through the time the assignment application was
17 filed, were there any other documents that Mr. Roever had to
18 sign relating to his assignment of a construction permit?

19 A Yes. On the assignor's certification, on page four
20 of the exhibit.

21 Q Okay. He had to sign the assignor's section of the
22 application?

23 A Right.

24 Q And if you look at page 21, he had to sign the
25 purchase agreement. My question is are there any other

1 documents he had to sign in connection with the filing of the
2 assignment application, that you're aware of?

3 A He had to sign the, he had to sign the assign --
4 assignee's certification and the, what was it, and the
5 purchase agreement.

6 Q You, you said assignee's. Did you, did you mean
7 assignee's?

8 A I mean the, the assign -- assignor's certification,
9 which is dated January 29th, signed by Albert Roever.

10 Q Well, when was it app -- my question is other than
11 the assignor's section of the application and the purchase
12 agreement, are you aware of any other documents that
13 Mr. Roever had to sign that may be referred to in paragraph
14 eight of his declaration, where he said he came to Tustin to
15 execute all necessary documents.

16 A Yes, the purchase agreement.

17 Q So it's the assignor's section and the purchase
18 agreement?

19 A Yes.

20 Q Okay. And if you would turn to page four of Tab Q,
21 can you tell me what the date of Mr. Roever's signature is?

22 A January 29th, 1987.

23 Q Do you know of, of any reason in fact, I don't want
24 you to speculate, but do you know of any reason why Mr. Roever
25 would have said that he executed all necessary documents on

1 January 10th, 1987, when he executed this one on January 29,
2 1987?

3 MR. COHEN: I would object to that, Your Honor. I
4 don't think the witness is competent to answer that.

5 JUDGE CHACHKIN: Sustained. She can't --
6 information.

7 MR. TOPEL: The question is whether she had any
8 knowledge, Your Honor. Was she --

9 JUDGE CHACHKIN: Well, how would she have any
10 knowledge of, of, of that? What, what was in his mind. How
11 would she have knowledge of that.

12 BY MR. TOPEL:

13 Q Mrs. Duff, based on your prior testimony, I guess
14 we're, we're down to one document, the purchase agreement, to
15 your knowledge being the all the necessary documents referred
16 to in paragraph eight, and how I would like to ask you to look
17 at Mass Media Bureau Exhibit 120, which is in Volume Three.
18 Do you have that, Mrs. Duff? That should be a letter dated
19 December 29, 1986.

20 A Yes.

21 Q Okay. My, my question to you, first of all, what
22 does the writing on the top of that document signify, if you
23 know?

24 A That would be a, a note that was written by my
25 secretary, indicating how the letter was sent.

1 Q And, and what, what -- whose address is that?

2 A That's the address of David Roever's ministry, and
3 Al Roever worked for his brother, so that Al would have been
4 at Reverend Roever's ministry address.

5 Q My next question to you, Mrs. Duff, this document
6 indicates that a purchase agreement for the assignment of the
7 Odessa contra -- construction permit is being sent to that
8 address, and my question to you is were any changes made in
9 the Odessa purchase agreement from the one you sent on
10 December 29, 1986, to the one that was executed, dated
11 January 10, 1987?

12 A No.

13 Q Do you know of any reason -- were you, were you told
14 of any reason why Mr. Roever would have travelled from Texas
15 to California to sign an agreement he already had in his
16 possession in Texas?

17 A No.

18 Q Do you know of any reason?

19 A No.

20 Q If you would turn to page 21 of Tab Q, please, which
21 is the Tab Q of your testimony in Volume One. Do you have
22 that, Mrs. Duff?

23 A Yes.

24 Q Now you see on that page that both your signature
25 and Mr. Roever's signature are witnessed. Who, who witnessed

1 your signature?

2 A That was my secretary, Sandra (sic) Curry -- Chandra
3 Curry.

4 Q Can, can you tell me who it appears that wit --
5 witnessed Mr. Roever's signature?

6 A It looks like Dave Roever.

7 Q Do you know of any reason why, if you and Mr. Roever
8 were executing the document in the same place, on the same
9 date, that different people witnessed your signatures?

10 A I don't know.

11 Q Now if you would look at page six of Tab Q, who, who
12 does it say the buyer of the permit is?

13 A Translator TV, Inc.

14 Q Okay. Now is this language any different from the
15 language that was contained in the agreement that you sent to
16 Texas on December 29th, 1986?

17 A No.

18 Q Had you discussed the identity of the buyer of the
19 construction permit with Al or Dave Roever before you sent the
20 contract to them in December?

21 A Yes, I did.

22 Q And look at Tab Q, pages 12 and 13, paragraph 7A.
23 Just take a minute to, to look at that.

24 A Yes.

25 Q Was that language any different in the contract you

1 sent to Texas on December 29, 1986, from the one that was
2 signed dated January 10?

3 A No.

4 Q Had you discussed the substance of that paragraph
5 with the Roever before you sent the contract to Texas?

6 A That Mr. Crouch was a, an officer and director?
7 Maybe I'm not looking at the right paragraph.

8 Q Para -- paragraph 7A. Yes, that paragraph which
9 goes on to discuss the FCC --

10 A Yes.

11 Q -- multiple ownership.

12 A Yes. Yes, I had explained that to, to Mr. Roever.

13 JUDGE CHACHKIN: Which Mr. Roever are we talking
14 about?

15 MRS. DUFF: In fact, I think I had, I know I
16 explained it to Mr. Al Roever. I'm not positive I explained
17 it to Dave, but I think I did. I definitely explained it to
18 Al.

19 JUDGE CHACHKIN: Since there are two different
20 Roever, it would be helpful if you list or state which one
21 you're talking about when you mention Mr. Roever.

22 MRS. DUFF: Yes.

23 BY MR. TOPEL: May I apologize for that, Your Honor.
24 I am now leaving the subject. Mrs. Duff, since 1979 when you
25 joined TBN -- well, first of all, your husband's name is Ralph

1 Duff?

2 A Yes.

3 Q Okay. Since 1979, what salaried employment has your
4 husband, Ralph Duff, had?

5 A He's a pharmaceutical consultant. He is a
6 pharماسist by profession. And he's been employed by the State
7 of California as a consultant since 1972.

8 Q And is that a salaried position?

9 A Yes, it is.

10 Q Mrs. Duff, I'm asking my colleague to show you
11 Glendale Exhibit 2 -- 211, which -- about which you are
12 examining. Your Honor, this is the absence report.

13 JUDGE CHACHKIN: Volume Four, right.

14 MR. TOPEL: No, no, no.

15 JUDGE CHACHKIN: No?

16 MR. TOPEL: Not Bureau Exhibit, Your Honor. It's
17 Glendale Exhibits.

18 JUDGE CHACHKIN: Oh, Glendale. I'm sorry.

19 MR. TOPEL: It's an exhibit that was used during
20 cross-examination.

21 JUDGE CHACHKIN: Oh, I see. All right.

22 MR. COHEN: Could I have one second while turn to
23 it. Thank you. I found it.

24 JUDGE CHACHKIN: Go ahead --

25 MR. TOPEL: Was any --

1 JUDGE CHACHKIN: -- Mr. Topel.

2 BY MR. TOPEL:

3 Q Thank you. Mrs. Duff, do you have that exhibit in
4 front of you?

5 A Yes, I do.

6 Q Why does the absence report state Al Brown as the
7 name of supervisor?

8 A He is generally overall responsible for the
9 Personnel Department at TBN.

10 Q Okay. Does, does that designation relate to the
11 actual supervision of your work?

12 A No, it does not.

13 Q You were asked some questions about Planck Technical
14 Services and, and I'd like to ask you how did TBN come to have
15 an ownership interest in Planck Technical Services?

16 A Planck Technical Services provided most of the
17 construction work for TBN's stations, for, for low-power
18 stations and the translators, and they were having difficulty
19 financially, and they approached TBN to, to buy them out and
20 to be absorbed by TBN. Once they maintained their -- they had
21 began to, to build up again and to get in the black, and then
22 they went back on their own after about two years,
23 two-and-a-half, about two-and-a-half years.

24 Q What reason did TBN have to buy into Planck
25 Technical Services?

1 A One of the reasons is that they had made substantial
2 deposits for equipment, which it stood to lose if Planck went
3 under.

4 Q And how long ago did that ownership interest
5 terminate?

6 A About two --

7 Q TBN's ownership interest.

8 A About two years ago.

9 Q While we're on the subject of Planck, Your Honor,
10 I'd like to have marked for identification as TBF Exhibit -- I
11 believe we're --

12 JUDGE CHACHKIN: I think 118.

13 MR. TOPEL: -- 118. A document that consists of 42
14 pages and I won't describe it further, Your Honor, so that --
15 so as not to lead the witness, but it, it, it is doc --
16 consists of documents essentially on the letterhead of Planck
17 Technical Services.

18 JUDGE CHACHKIN: The document described is marked
19 for identification as Trinity Exhibit 118.

20 (Whereupon, the document referred to
21 as Trinity Exhibit 118 was marked for
22 identification.)

23 BY MR. TOPEL:

24 Q And Mrs. Duff, can you -- maybe we can do this
25 fast. Can, can you look through these documents and tell me

1 what they are?

2 A They're bids for specific projects that Planck had
3 tendered to the, this one is Salt Lake City and it just gives
4 the terms of the bids and so forth.

5 Q Now the -- you said bids.

6 A Bids for building a complete station, as it's a
7 turnkey bid.

8 Q Okay. Let's --

9 A The first document.

10 Q Look, look at pages, pages one through six. Does
11 your testimony about bids relate to those pages?

12 A Yes.

13 Q Can you tell me from what company -- to, to what
14 company those bids were made?

15 A To National Minority.

16 Q Thank you. Now, now starting on page seven and
17 continuing through, through the end of the exhibit, can you
18 tell me what, what those documents are?

19 A Well, they look like various and sundry charges,
20 such as freight charges, payments that would prec -- precede
21 the completion of the project, down-payments -- on various and
22 sundry stations.

23 Q And, and to what company are those documents
24 directed?

25 A To NMTV.

1 Q And for whose stations are those documents relating?

2 A NMTV.

3 Q Thank you. Your Honor, at this time, I would move
4 TBF Exhibit 118.

5 MR. COHEN: No objection.

6 JUDGE CHACHKIN: Any objection? TBF Exhibit 118 is
7 received.

8 (Whereupon, the document marked as
9 TBF Exhibit 118 was received into
10 evidence.)

11 MR. TOPEL: Your Honor, may I have one minute?
12 Thank you, Your Honor. Thank you, Your Honor, I would like to
13 have marked for identification as TBF Exhibit 119. We put the
14 one on the cover page, but the number needs to be completed.
15 A document that consists of purchase orders and checks and
16 related documents to NMTV, consists of from page 1 through
17 157. And I ask that that be marked for identification as TBF
18 Exhibit 119.

19 MR. COHEN: Your Honor, I, I'd like to look this
20 over. I mean if there is going to be questions on 150 pages,
21 I'd just like us to have five minutes to look at it.
22 Otherwise, I can't see how I can intelligently even follow the
23 proceeding.

24 JUDGE CHACHKIN: Well, we'll take a recess for five
25 minutes for that purpose.

1 (Whereupon a brief recess was taken from 3:19 p.m.
2 until 3:29 p.m.)

3 JUDGE CHACHKIN: We are ready? Mr. Schonman, is the
4 Bureau ready?

5 MR. SCHOMNMAN: We, we can continue, Your Honor.

6 JUDGE CHACHKIN: All right. Let's go back on the
7 record.

8 MR. TOPEL: Mrs. Duff, if you would turn to -- this,
9 this has been identified, Your Honor, has it?

10 JUDGE CHACHKIN: It hasn't been identified yet.

11 MR. TOPEL: 119 --

12 JUDGE CHACHKIN: Yes. The document described by
13 counsel, consisting of various invoices, totalling -- and
14 other sundry documents, totalling 157 pages, here will be
15 marked for identification as Trinity Exhibit 119.

16 (Whereupon, the document referred to
17 as Trinity Exhibit 119 was marked for
18 identification.)

19 BY MR. TOPEL:

20 Q Okay. Mrs. Duff, turning to the first page of this
21 document, in the box that says authorized by, who -- whose
22 initials appear there as J.D.?

23 A Those are my initials.

24 Q And can you tell me the -- turn, if you would, to
25 page ten. Whose, whose signature appears on that check, on

1 the top line of the check?

2 A Let me just turn it. These -- my name.

3 Q Your Honor, I will represent that all of these
4 documents containe either Mrs. Duff's initials or signature,
5 to spare us going through them one by one, unless someone
6 insists. But my, my question, Mrs. Duff, is what does it mean
7 when your initials, J.D., appear on a purchase order or
8 invoice?

9 A That's authorization for a payment.

10 Q Okay. And who, who made that authorization?

11 A I made that authorization.

12 Q What does it mean when your signature appears on a,
13 on a check for National Minority Television?

14 A That means that that check can be paid.

15 Q And what does it mean in terms of who has authorized
16 it?

17 A That means that I have authorized it.

18 Q Your Honor, I would move TBF Exhibit 119 into
19 evidence.

20 MR. COHEN: Your Honor, could I ask Mr. Topel for
21 what purpose the documents are being offered?

22 MR. TOPEL: yes, Your Honor. There was examination
23 about Mrs. Duff's role in approving purchase orders and
24 payments for NMTV, and there's also been some documentary
25 evidence submitted about other people who have authorized

1 | payments, and this is necessary to, to present a fair and
2 | balanced record about what NMTV chain of financial control is.

3 | JUDGE CHACHKIN: Any objection?

4 | MR. COHEN: No objection.

5 | JUDGE CHACHKIN: Do you have any objection?

6 | MR. SCHOOK: No, sir.

7 | JUDGE CHACHKIN: All right. NMTV, I mean Trinity
8 | Exhibit 119 is received.

9 | (Whereupon, the exhibit marked for
10 | identification as Trinity Exhibit 119
11 | was received into evidence.)

12 | BY MR. TOPEL:

13 | Q Thank you. Now Mrs. Duff, to what extent has any
14 | assistant secretary of NMTV or any co-signor on NMTV checking
15 | account ever refused to co-sign an NMTV expense that you
16 | authorized?

17 | A There hasn't been any refusal to authorize anything
18 | that I authorized to be paid.

19 | Q All right. You, you testified that in addition to
20 | relying on Ben Miller to approve purchase orders for technical
21 | supplies, that the station engineer and station manager also
22 | can requisition purchase orders for engineering supplies. And
23 | your deposition, as Mr. Cohen read into the record, you said
24 | that you didn't believe anyone besides Mr. Miller did that.
25 | Can you explain that difference between your testimony here

1 and your testimony in your deposition?

2 A I had neglected to include the station managers.
3 The local station manager and the local engineer have
4 authorization up to \$500 for capital expenditures.

5 Q When you say neglected, that was -- time?

6 A At the time that -- of my deposition, I believe.

7 Q Mrs. Duff, during your deposition back in October,
8 when you said that you did not think that you had discussed
9 Mr. May's possible conflict of interest with the other
10 directors of NMTV, what frame of time were you thinking about?

11 A Back in 1987, when we first entered into the, you
12 know, the purchase for the Odessa station. It, it -- at that
13 time frame.

14 Q Yes, Your Honor, at this time, with your permission,
15 I would like to read into the record, page 114, lines 15 to 21
16 of Mrs. Duff's deposition, which precedes the portion that Mr.
17 Cohen read, relates to the subject, but I think in fairness
18 the record should reflect all parts of the pertinent
19 testimony. May I?

20 MR. COHEN: Could, could I -- could I look at that,
21 Your Honor, for a minute.

22 JUDGE CHACHKIN: Yes.

23 MR. COHEN: Can I get -- will you identify where
24 you're -- where you're talking about?

25 MR. TOPEL: Yes. It's the second day of Mrs. Duff's

1 deposition, on page 114. It's the introductory examination to
2 the portion that you read into the record.

3 MR. COHEN: Would, would you help me, Mr. Topel,
4 because my memory is not good. What, what did I read into the
5 record? What -- on page 114?

6 MR. TOPEL: No, you read on page 115.

7 MR. COHEN: I read on 115. What? Lines 9 through
8 15? Where was I reading?

9 MR. TOPEL: I believe you read from somewhere up
10 here, down to here.

11 MR. COHEN: And you wanted to read into the record
12 what?

13 MR. TOPEL: This.

14 MR. COHEN: Could I have a few minutes to read that,
15 Your Honor?

16 MR. TOPEL: Which, which is the time frame.

17 JUDGE CHACHKIN: Yes.

18 MR. COHEN: Could I inquire from Mr. Topel where he
19 wishes to, to begin, Your Honor?

20 MR. TOPEL: Yes, page 114, from lines 15 through 21.
21 And I have no objection to, to the, to all the pertinent
22 portions going in, but I think that's a pertinent portion.

23 MR. COHEN: In order to avoid any re-cross on this
24 same matter, can I confer with Mr. -- maybe we can have read
25 into the record everything, now that we're reading into the

1 | record matters that relate to this --

2 | JUDGE CHACHKIN: We'll go off the record.

3 | (Whereupon a brief recess was taken from 3:35 p.m.
4 | until 3:36 p.m.)

5 | MR. COHEN: It might would simplify things.

6 | MR. TOPEL: Do you want me -- you, you always want
7 | me to read this?

8 | MR. COHEN: Mr. Topel is going to be the designated
9 | reader, Your Honor.

10 | MR. TOPEL: Must, must have more theater experience.

11 | MR. COHEN: And he has a lot of experience along the
12 | way. He's been reading for years, Your Honor. I just started
13 | reading, Your Honor.

14 | MR. TOPEL: Okay. Your Honor, I might -- I'll just
15 | read. It'll be -- this is from page 113, starting on line 23,
16 | of Mrs. Duff's October 8th deposition, continuing through page
17 | 115, line 21.

18 | JUDGE CHACHKIN: Go ahead.

19 | MR. TOPEL: Line 23, page 113. Question: "This
20 | brings me up to an issue that I want to ask you about. Up to
21 | this moment, have you ever given any consideration --"

22 | JUDGE CHACHKIN: Not too fast, because we're
23 | recording this.

24 | MR. TOPEL: Okay. Am I going too fast?

25 | COURT REPORTER: No. Go ahead.

1 MR. TOPEL: "Up to this moment, have you ever given
2 any consideration to whether the attorneys representing NMTV
3 have a conflict of interest. By attorneys, I am referring to
4 Mr. May's firm and Mr. Juggert's firm, in that they have
5 represented TBN for the same period of time they have
6 represented NMTV. My question is have you ever given
7 consideration to them." Answer: "Yes." Question: "Tell me
8 what consideration you gave to them." Answer: "I have
9 discussed it with Mr. May. He volunteered that," and there
10 are two dashes, "you know that he did have a conflict of
11 interest and, as far as I was concerned, that if there reached
12 a point where I thought that there was a real problem, that we
13 would, you know, we definitely would consider our own
14 attorney." Then line 15, this is the portion that I was
15 referring to, Your Honor. Question: "And in what context did
16 Mr. May tell you he had a conflict of interest." Answer:
17 "Basically, I believe in the very beginning, when it was known
18 that there was going to be a," double dash, "I think it was
19 probably," double dash, "I don't have a specific memory, but
20 probabably when we first started with the full-power
21 stations." Question: "And he told you, you had a conflict of
22 interest and," double dash --

23 MR. COHEN: He had a conflict of interest.

24 MR. TOPEL: Excuse me?

25 MR. COHEN: He told you he had a conflict.

1 MR. TOPEL: "He told you he had a conflict of
2 interest." Answer: "That I should consider that, that we
3 should consider that, and, you know, because it did conflict
4 with TBN and NMTV." Question: "And you did consider that?"
5 Answer: "I did consider it." Question: "And did you
6 consider it privately or did you consider it with anybody
7 else?" Answer: "I probably considered it," double dash, "I'm
8 sure I mentioned it to Mr. Crouch that there might be some
9 time that we would need to have another attorney." Question:
10 "Did you mention it to any other directors at NMTV." Answer:
11 "I don't remember specifically talking to them about it."
12 Question: Do you remember generally talking to them about
13 it?" Answer: "No." Question: "Do you remember talking to
14 anybody other than Mr. Crouch? That's Paul Crouch, I take
15 it." Answer: "Yes." Question: "Yes. Did you discuss this
16 with anyone other than Paul Crouch?" Answer: "I don't
17 believe I did." And this is --

18 JUDGE CHACHKIN: All right. That's the -- go ahead.

19 BY MR. TOPEL:

20 Q Yes. Mrs. Duff, just to get some continuity again,
21 what, what time frame were you talking about when you
22 testified that you didn't think that you had talked to other
23 directors besides Mr. Crouch?

24 A That was in the context of the Odessa station, you
25 know, the first station that we had. It was in that context

1 back in '87 probably.

2 Q Okay. And my question is when you testified here
3 last week that you thought you probably did discuss Mr. May's
4 possible conflict with the other directors of NMTV, what time
5 were you think -- what time frame were you thinking about with
6 respect to that testimony?

7 A It would be in the context of our joint agreement
8 with TBN, NMTV, and TBF, where we had agreed to have a special
9 -- it was a special agreement between the three entities.

10 Q What -- when did that occur approximately?

11 A That occurred --

12 Q We have the minutes in the record.

13 A That occurred probably in late '92.

14 Q Mrs. Duff, just, just so there's no confusion in the
15 record, will you turn to Tab Double-E of your testimony, page
16 42, that's in Volume Four. Do you have that?

17 A That was Double-E?

18 Q Tab Double-E, page 42.

19 A Yes.

20 Q Yes, okay. Look at the last paragraph on page 42
21 and tell -- is, is that the time frame you were referring to
22 in your testimony here last week about discussing conflicts
23 concerning Mr. May's firm with the other directors?

24 A Yes. Yes, it is.

25 Q Thank you. During the conference calls about NMTV,

1 about which you testified, involving Pastor Aguilar, was
2 Pastor Aguilar on the telephone personally? On conference
3 calls.

4 A On the conference calls?

5 Q Yes.

6 A Yes, he was on the phone on the conference calls,
7 yes.

8 Q Okay. And how, how many times did those con -- such
9 conference calls with him occur?

10 A I think there were two, probably three conference
11 calls.

12 Q How many times while he was a director of NMTV did
13 you communicate with Pastor Aguilar about NMTV through his
14 secretary in the manner that you described in your direct
15 testimony?

16 A Maybe five or six times.

17 Q And can, can you describe to me how those
18 communications worked?

19 A I would ask Lois to speak to Pastor Phil, and she
20 would say that, you know, he is not available to the phone or
21 -- he had a habit of not liking to talk on the phone, but I
22 could tell he was in the room because I could hear him in the
23 background. And I would ask her a question, she would relate
24 it to him, and I'd hear him respond. And I mean that's the
25 way we communicated. And that -- that's how you had a phone

1 conversation with Pastor Phil.

2 Q Do you have a clarification of -- did the witness
3 say Pastor Hill?

4 A Phil.

5 JUDGE CHACHKIN: Phil.

6 BY MR. TOPEL:

7 A Phil. I'm sorry.

8 Q What role does the Trinity Broadcasting Network
9 Personnel Department play in deciding who NMTV's employees
10 are?

11 A They don't play any role in NMTV's deciding who
12 NMTV's employees are.

13 Q Do they play any role in deciding who is hired?

14 A No.

15 Q Does it play any role in deciding who is fired?

16 A No.

17 Q Does it play any role in deciding what salary any
18 NMTV will earn?

19 A No.

20 Q Mrs. Duff, to, to what extent, if any, have you been
21 involved in the process of hiring chief engineers for TBN's
22 owned and operated full-power stations?

23 A I do not hire chief engineers for TBN's stations.

24 Q Turn, if you would, to Glendale Exhibit 112, which
25 is that binder in the front of your desk, Mrs. Duff. If you

1 have that, that should be a September 4th, 1991, letter?

2 A Yes.

3 Q When this letter was sent to the TBN owned and
4 operated stations, was it on an NMTV letterhead?

5 A No.

6 Q Can you tell me what was the process that got this
7 letter to be sent to Mr. McClellan on an NMTV letterhead?

8 A A memo would come to me from time to time, from
9 either Mr. Crouch's office or one of the other departments,
10 and I would determine whether or not it had applications for
11 NMTV. If I thought it was a good policy, then I would decide
12 whether or not I would use this policy for NMTV. And if I
13 decided to use it, then I would ask my secretary to put it on
14 an NMTV stationery letterhead and send it to the station. I
15 would adopt it for T -- for NMTV.

16 Q Did you draft this particular letter, it was in
17 memorandum form form for TBN. Did you draft this particular
18 document for TBN?

19 A No, I did not.

20 Q Did Paul Crouch or anyone from TBN instruct you to
21 send this memorandum to NMTV?

22 A No.

23 Q This letter to NMTV?

24 A No.

25 Q Now is this letter that we're looking at, the only